Chandka

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3931 OF 2007
IN
SUIT NO. 27 OF 1985

Voltas Limited ..Plaintiffs
versus
Batliboi and Company Ltd. & Anr. ..Defendants

Mr. C. Kapadia with Mr. T. Nirmal i/b. M. K. Ambalal & Co. for the Plaintiffs to show cause.

Ms. A. Ghone with Mr. D. Desai i/b. M/s. Kanga & Co. for the Defendants in support.

CORAM : S. A. BOBDE, J.
DATE : 6TH DECEMBER, 2007.

P.C.

. It appears that the written statement could not be filed because some person who has knowledge in the matter has retired. The written statement came to be tendered at the time of evidence. However the same was not accepted. Hence, the Notice of Motion.

2. Having regard to the circumstances of the case, it will be appropriate and in the interest of justice to allow written statement to be taken on record subject to payment of costs of Rs.15,000/- to the plaintiffs. Order accordingly.

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(S. A. BOBDE, J.)